

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

ROBERT ANDREW WERMUTH,
#189991,

Plaintiff,

SHANNON CARROL YOUNGBLOOD,
et al.,

Defendants.

Case No. 2:05cv644

AMENDED SUPPLEMENTAL AFFIDAVIT
OF SERGEANT EVERETTE JOHNSON

STATE OF ALABAMA)

COUNTY OF MONTGOMERY)

Before me, a Notary Public in and for said State and County, personally appeared Everette Johnson and, after first being duly sworn by me, did depose and state as follows:

My name is Everette Johnson and I am over nineteen (19) years of age. I am currently employed as a Sergeant with the Montgomery Police Department, and assigned to Second Shift Patrol Division. On September 30, 2003, I was in the K-9 Bureau assigned to third shift. My K-9 partner was named Jethro.

The K-9 partners are used in limited situations such as in felony apprehension or to conduct searches, as well as, in the case of handler protection. On September 30, 2003, my partner and I were involved in the felony apprehension of suspect, Robert Wermuth, for the assault of another police officer.

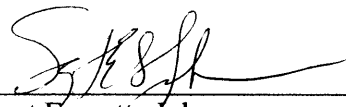
Jethro was released and the other officers on the scene remained away from suspect until they were given the all clear by me. In the course of training, all police officers are instructed to stay away from police K-9's until given the all clear by the handler.

On September 30, 2003, I prepared a Montgomery Police Department K-9 Incident Report for Lieutenant William Caulfield regarding the apprehension of Robert Wermuth for Assault 1st. In



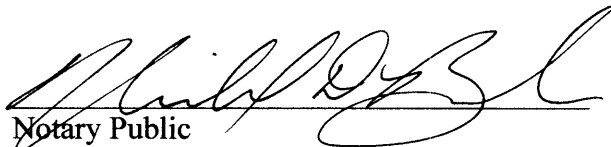
the report it states that I complied with all K-9 rules and regulations. I have attached a copy of the incident report with my comments to this Affidavit.

Further Affiant saith not.


Sergeant Everett Johnson

SWORN to and SUBSCRIBED before me this the 14th day of November, 2005.

My commission expires Mar 7, 2009


Notary Public

M	D	Y	ML TIME	OFFICER	K-9	TEAM #
09	30	03	0405	CPL. E.L. JOHNSON	JETHRO	145
TYPE OF INCIDENT		{ }	BUILDING SEARCH	{ }	STOLEN VEHICLE	
(CHECK ONE OR MORE)		{ }	TRACK	{ }	CROWD CONTROL	
ASSAULT 1st		{ }	AREA SEARCH	{X}	OTHER	
LOCATION OF INCIDENT						
948 GARLAND ST.						

SUSPECT INFORMATION						
SUSPECT 1	NAME (LAST, FIRST MI)	H	W	R	S	DOB
{X} IN CUSTODY	WERMUTH, ROBERT	6'3	170	B	M	09-13-70
{ } WANTED	CLOTHING DESCRIPTION	INJURY	LOCATION	E.R.		
	BLUE JEANS, RED SHIRT	{X} Y { } N	HEAD, ARM	YES		
SUSPECT 2	NAME (LAST, FIRST MI)	H	W	R	S	DOB
{ } IN CUSTODY						
{ } WANTED	CLOTHING DESCRIPTION	INJURY	LOCATION	E.R.		

NARRATIVE (COPY OF STATEMENT MAY BE ATTACHED)

FILL IN IF APPLICABLE		UNIT OR AGENCY REQUESTING ASSISTANCE:	
WEATHER CONDITIONS		INJURY TO K-9 { } YES {X} NO	
{X} CLEAR		TYPE OF INJURY:	
{ } CLOUDY		LOCATION OF TREATMENT:	
{ } RAIN			
{ } FOG		K-9 SUPERVISOR COMMENTS	
{ } SNOW		CPL. JOHNSON COMPLIED WITH ALL K-9 RULES	
{ } HAIL		AND REGULATIONS.	
APPROX TEMP 55			
{X} DARKNESS			
{ } DUSK			
{ } LIGHT			
{ } DAWN			
WIND CONDITIONS		SIGNATURE: Lt Wm Cap #204	
{ } HIGH			
{ } MILD			
{X} NONE NOTICED			
REPORTING OFFICER	ID	ASSISTING OFFICER	ID
CPL. E.L. JOHNSON	367		
OTHER ASSISTING OFFICERS			
REPORTING OFFICER SIGNATURE Cpl E L Johnson 367			